

**COMMON COUNCIL MEETING  
MAY 14, 2013**

Present: Schraeder, Peabody, Werch, Hansen, Klein, Miller, Pape, Will

Absent: Brockman

Others: City Administrator Rich, City Attorney Wurtz, Public Works Director Drake, Police Chief Lukoski, City Clerk Schommer

Will called meeting to order at 7:00 p.m.

Pledge of Allegiance/Invocation – Council President Schraeder

**Approval of agenda**

Motion made by Klein, second by Miller to approve agenda as presented. Motion carried.

**Public communications and comment**

No one from the public came forward to address council.

**Proclamation – Arbor Day (May 15<sup>th</sup>)**

Drake pointed out correction to be made on proclamation. Ripon has been recognized as a Tree City USA for the 22<sup>nd</sup> consecutive year by the National Arbor Day Foundation and desires to continue its tree-planting ways, not 14<sup>th</sup> consecutive year. Motion made by Peabody, second by Klein to approve Arbor Day Proclamation, with year correction, and proclaim Wednesday, May 15, 2013 as Arbor Day in the City of Ripon. Motion carried.

**Resolution – recognizing and commending Rebecca Schlichter for her service**

Motion made by Peabody, second by Pape to approve Resolution No. 2013-07, a Resolution Recognizing and Commending Rebecca Schlichter for 7 Years of Service to the City of Ripon and Its Residents. Motion Carried.

**Consent calendar** (Unless the Mayor, Council, or staff asks that one or more of the items listed below be pulled, this list may be approved with a single vote.) Motion made by Hansen, second by Peabody to approve consent calendar. Motion carried. With this motion the following items were approved.

**Informational reports from standing committees and staff**

- a. Ripon area Fire District minutes – April 2<sup>nd</sup> & 18<sup>th</sup>
- b. Historic Preservation minutes – April 9<sup>th</sup>
- c. Common Council minutes – April 11<sup>th</sup> & 22<sup>nd</sup>, May 7<sup>th</sup>
- d. Ripon Public Library minutes – April 30<sup>th</sup>
- e. Ripon Taxi – March
- f. Building Inspector report - April
- g. EMS report – April
- h. Fire District report – April
- i. Police Department report – April
- j. Public Works report – March, April
- k. Senior Center report – April

City Administration reports

- Treasurer's report – April
- Budget report – April
- Check register – April

The following business has applied in the City of Ripon for a "Class B" Fermented Malt Beverage and Alcohol Beverage License for the remainder of the 2012/2013 licensing period – Pauls Pub Inc, (trade name) Tall Pauls, 318 Watson Street, Paul Salzwedel, W2102 Hwy 44, Markesan, WI 53946, Agent.

Ripon Main Street, Inc, has applied in the City of Ripon for Temporary Class "B" Fermented Malt Beverage License and/or "Class B" Wine by the Glass for the following dates - see attached.

**Action Items**

Petition – request to allow more than 2 dogs (Cindy Strook)

Klein inquired why people get more than 2 dogs knowing the city has an ordinance in place regarding this issue. Schommer answered Cindy Strook moved into the city recently and did not know about the ordinance. Motion made by Pape, second by Peabody to approve petition by Cindy Strook to have more than 2 dogs at her residence 637 W Fond du Lac Street. Motion carried.

Petition – request to allow more than 2 dogs (Frank Smith and Lisa Pagan)

Frank Smith and Lisa Pagan request to have their petition approved to have a third dog. This dog is a therapy dog for Ms. Pagan for depression. Chief Lukoski stated he has concerns with request from Frank Smith and Lisa Pagan. Less than a year ago Ripon Police Department responded to a complaint regarding cat hoarding at the residence. More than 20 cats were removed from the home. Will suggested a compromise, approve 3<sup>rd</sup> dog and request they remove the 3 cats licensed to Smith and Pagan. Klein inquired if the city had seen a letter from a doctor stating that the dog was needed as a therapy dog. Schommer responded yes, she had seen the letter from Ms. Pagan's psychiatrist stating that Pagan have a therapy dog for her depression. Werch inquired if council approves petition request and an incident occurs, if the city could revoke approval. Wurtz stated this could be done at license renewal time. Motion made by Klein to deny request of Frank Smith and Lisa Pagan to have 3 dogs, second by Miller. Voice vote taken: Schraeder-no; Peabody-no; Werch-no; Hansen-no; Klein-yes; Miller-yes; Pape-no. Motion failed 5-2 (Klein, Miller). More discussion ensued. Motion made by Schraeder, second by Peabody to table item until the individuals can appear before council. Motion carried.

Petition – allow backyard fowl within City limits

Motion made by Schraeder, second by Hansen to accept petitions presented to council and to bring item back to council as agenda item and to hold public hearing before council acts. Klein inquired when item would be brought back to council and public hearing to be held. Rich and Will stated June 11, 2013. Motion carried.

Resolution – Authorize the participation of the City of Ripon in forming an East Central Wisconsin Community Development Block Grant (CDBG) Regional Revolving Loan Fund  
Steve Jenkins from FCEDC explained to council reason for the city to participate in the formation of an East Central WI Community Development Block Grant Regional Revolving Loan Fund answered questions or concerns. Jenkins explained new HUD regulations would tie city hands in loaning money for development and why joining the formation of regional community development block grant revolving loan fund would benefit the city. Many questions and concerns asked/stated by council. Motion made by Pape, second by Hansen to approve Resolution No. 2013-08 a Resolution to Authorize the Participation of The City of Ripon in Forming an East Central WI Community Development Block Grant (CDBG) Regional Revolving Loan Fund. Voice vote taken: Werch-yes; Hansen-yes; Klein-yes; Miller-yes; Pape-yes; Schraeder-yes; Peabody-no. Motion passed 6-1(Peabody).

### **Discussion item**

#### **Mill Pond Dam spillway alternatives**

Drake presented to council a spillway alternative analysis summary. Drake stated that a dam failure analysis was completed on the dam and that the dam has been reduced from High Hazard to Significant Hazard which benefits the city. Drake recommends going with the Ogee Weir Spillway option. Lot of discussion and concerns were discussed by council. Motion made by Pape, second by Peabody to have Mill Pond Dam spillway alternatives put on June agenda for more discussion regarding options. Motion carried. Schraeder request Drake give council surrounding communities that have Ogee Weir Spillways so they can see what it will look like.

### **Project updates & staff reports**

Will asked Drake about Ransom Street construction. Drake responded that it is going well and is on schedule. Peabody request Public Works put additional fill in potholes on Griswold/Watson Street areas. Werch reminded that Spring Cleanup was going to be May 21<sup>st</sup>, 9:00 a.m. – 6:00 p.m.; May 25<sup>th</sup>, 9:00 a.m. – 3:30 p.m.; May 28<sup>th</sup>, 9:00 a.m. – 6:00 p.m. and June 1<sup>st</sup>, 9:00 a.m. – 3:30 p.m.

### **Mayor's communications and appointments**

#### **Appoint members of Library Board**

Motion made by Peabody, second by Werch to approve Paula Price reappointment for a 3-year term ending June 30, 2016 to the Ripon Public Library Board of Trustees and to approve Grace Ann Hansen reappointment for a 3-year term ending June 30, 2016 to the Ripon Public Library Board of Trustees. Motion carried.

Will thanked Chief Lukoski and Captain Wallner on the great job of hiring good law enforcement people. Will also thanked Drake and Rich for hiring Chris Liveris. Will thanked Noreen Johnson, new Senior Center Director. He has heard a lot of good things regarding the Senior Center since Noreen took over not only from the Ripon community but also Fond du Lac County officials. Will told council and public the Community Garden was going to be a reality and would be located at Riggs Park. Advocap and Fond du Lac County have approved and agreed to help with this garden. Councilmember Klein will be the city contact person and will be working with Advocap. Will emphasized this will not cost the city or county money.

**Agenda items for future Council meetings**

No additional items were added for future council agenda.

Klein recognized employees celebrating anniversaries in May with the city: Lud Wurtz, City Attorney; Dave LaViolette, Water Dept; Tim Ferch, Public Works; Lori Rich, City Administrator; Amanda Canovan, Ripon Public Library and Travis Stobb, Engineering/Public Works.

Adjourn to closed session under Wisconsin Statutes 19.85(1)(g) “Conferring with legal counsel for the governmental body who is rendering oral or written evidence concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved”

RE: Insurance claim for damages

Council will review minutes from the closed session on 2/12/2013 for accuracy, as well as the minutes from the 2011 closed sessions on 1/11, 1/24, 2/1, 4/25, 5/23, 6/14, 7/25, 8/22, 9/13, 9/26, and 10/11 for release.

Motion made by Pape, second by Hansen to adjourn to closed session. Motion carried.

With no further business in open session, Will declared meeting adjourned at 8:25 p.m.

Ann Schommer, City Clerk